



Rep. Donald L. Moffitt

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09900HB2055ham001

LRB099 08220 JLK 34480 a

1 AMENDMENT TO HOUSE BILL 2055

2 AMENDMENT NO. _____. Amend House Bill 2055 by replacing
3 everything after the enacting clause with the following:

4 "Section 1. Short title. This Act may be cited as the Fire
5 Insurance Cost Note Act.

6 Section 5. Applicability. Every bill, the effect of which
7 could potentially result in an additional or increased cost to
8 insurance companies for fire coverage, shall have prepared for
9 it, before second reading in the house of introduction, a brief
10 explanatory statement or note that shall include a reliable
11 estimate of the anticipated impact on the cost to insurance
12 companies for fire coverage. These notes shall be known as fire
13 insurance cost notes.

14 Section 10. Preparation. The sponsor of each bill, to which
15 Section 5 applies, shall present a copy of the bill, with his

1 or her request for a fire insurance cost note, to the
2 Department of Insurance. The fire insurance cost note shall be
3 prepared by the Department of Insurance and furnished to the
4 sponsor of the bill within 5 calendar days thereafter; except
5 that whenever, because of the complexity of the measure,
6 additional time is required for the preparation of the fire
7 insurance cost note, the Department of Insurance may so inform
8 the sponsor of the bill and the sponsor may approve an
9 extension not to exceed an additional 5 calendar days within
10 which to furnish the note. An extension may not, however, be
11 beyond May 15 following the date of the request.

12 Copies of each fire insurance cost note shall be furnished
13 by the Department to the presiding officer of each chamber, the
14 minority leader of each chamber, the Clerk of the House of
15 Representatives, the Secretary of the Senate, the sponsor of
16 the bill that is the subject of the note, and the member, if
17 any, who initiated the request for the note.

18 Section 15. Vote on necessity of fire insurance cost note.
19 Whenever the sponsor of a bill is of the opinion that no fire
20 insurance cost note is necessary, any member of either house
21 may request that a note be obtained, and in that case the
22 applicability of this Act shall be decided by a majority of
23 those present and voting in the house of which the sponsor is a
24 member.

1 Section 20. Requisites and contents. The note shall be
2 factual in nature, as brief and concise as may be, and shall
3 provide as reliable an estimate of the bill's impact as is
4 possible under the circumstances. The note shall include both
5 the immediate effect and, if determinable or reasonably
6 foreseeable, the long-range effect of the bill. If, after
7 careful investigation, it is determined that no estimate is
8 possible, the note shall contain a statement to that effect
9 setting forth the reasons why no estimate can be given.

10 Section 25. Comment or opinion; technical or mechanical
11 defects. No comment or opinion shall be included in the note
12 with regard to the merits of the bill for which the note is
13 prepared; however, technical or mechanical defects may be
14 noted. The note shall be prepared in quintuplicate, and the
15 original of the note shall be signed by the Director of
16 Insurance or a person designated by the Director.

17 Section 30. Appearance of State officials and employees in
18 support or opposition of measure. The fact that a fire
19 insurance cost note is prepared for a bill shall not preclude
20 or restrict the appearance before any committee of the General
21 Assembly of any official or authorized employee of any State
22 board, commission, department, agency, or other entity that
23 desires to be heard in support of or in opposition to the bill.

1 Section 35. Amendment of bill necessitating statement of
2 effect of proposed amendment. Whenever any committee of either
3 chamber reports any bill with an amendment of such nature as
4 will substantially affect the impact of the bill on insurance
5 companies for fire coverage, and whenever any bill is amended
6 on the floor of either chamber in such manner as to
7 substantially affect the impact of the bill on insurance
8 companies for fire coverage, the Department may, on its own
9 initiative, or shall, within 5 calendar days after a request by
10 any member of the chamber by which the bill is then considered,
11 prepare a new or revised fire insurance cost note in relation
12 to the amended bill. If such a request is made, the bill shall
13 be held on second reading until the note is received or the 5
14 calendar day period has passed. Copies of each new or revised
15 fire insurance cost note shall be furnished to the persons
16 named in Section 10.

17 Section 40. Confidentiality. The subject matter of bills
18 submitted to the Director of Insurance shall be kept in strict
19 confidence by the Department of Insurance, and no information
20 relating to the bill or its fire insurance cost impact shall be
21 divulged by any official or employee of the Department, except
22 to the bill's sponsor or the sponsor's designee, before the
23 bill's introduction in the General Assembly."